

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States Courts
Southern District of Texas
FILED

AUG 17 2021

MAHESH PATEL, et al.,
Plaintiff

Nathan Ochsner, Clerk of Court

vs.

Civil Action: 4:21-CV-1838

VANIE D. HOUSTON AND OTHER
SIMILARLY SITUATED
Defendant, et al.,


vs.

MAHESH PATEL,
(in his personal capacity),
MAIN STREET ACQUISITION CORP.,
ATTORNEY CHRISTOPHER G. AYRES,
(In his official and personal capacity)
HARRIS COUNTY TEXAS,
JUDGE DAVID M. PATRONELLA,
(In his official and personal capacity)
CONSTABLE ALAN ROSEN,
(In his official and personal capacity),
ATTORNEY NICKOLAS A. SPENCER,
(In his official and personal capacity),
JUDGE GEORGE BARNSTONE,
(In his official and personal capacity),
CITY OF HOUSTON, TEXAS,
MAYOR SYLVESTER TURNER,
(In his official and personal capacity),
ATTORNEY MICHELLE GROSSMAN,
(In her official and personal capacity),

KATINE & NECHMAN LLC, {
ATTORNEY MITCHELL KATINE, {
(in his official and personal capacity), {
ATTORNEY ASHLEY SCOTT, {
(in her official and personal capacity) , {
JUDGE CAROLYN WOODS, {
(in her official and personal capacity), {
JUDGE SUSAN BROWN, {
(in her official and personal capacity), and {
Does 1-10 {
{

DEFENDANT'S INITIAL RULE 26(a) DISCLOSURES

PURSUANT TO Rule 26(a) of the Federal Rules of Civil Procedure, Defendant Vanie D. Houston and Other Similarly situated Individuals ("Defendants") provide the following initial disclosures:

Respectfully submitted,

GUNNY THOMPSON
GUNNY THOMPSON
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713/663-7177
gunny@gunny.com

Attorney-Agent For Defendant

CERTIFICATE OF SERVICE

The undersigned certifies that all counsel of f record were served with Defendants' Initial Rule 26(a)(1) disclosures on August 17, 2021.


GUNNY THOMPSON
GUNNY THOMPSON

PRELIMINARY STATEMENT

Defendants incorporates by reference the following into all prior and subsequent disclosures, if any, they have or will provide in this action.

Since April 13, 2012, in the filing of its small debt claim of less than \$50,000.00 in justice of the peace court of Harris County, Texas by Main Street Acquisition Corp, assignee of HSBC Bank Nevada, NA (HSBC Platinum Master Card) in which a judgment of a portion of Defendant Houston's real property homestead was awarded as restitution. Jurisdictional limits were exceeded in Main Street claim of less than \$50,000.00 and justice court jurisdiction in matters of real property.

Defendant Houston's property was sold at auction at which Plaintiff Mahesh Patell is alleged to have been the successful buyer.

Defendant Houston was improperly notified of the matter and through a Bill of Review proceeding was successful in obtaining a ruling to reopen the case and granted a new trial. A retrial was held at which a default judgment was had in Defendant Houston favor and against Then Plaintiff Main Street.

Defendant Houston has presented demand for the return ownership of her property more than thirty (30) days prior to filing of this petition. As of the date of filing, her property has not been returned and to remove Defendant Houston from possession of her property, Plaintiff Patel has filed a petition Forcible Detainer in Harris County Justice of the Peace Court, jurisdiction that is denied to justice courts. Defendants counsel are in the process of evaluating and assessing new claims and will supplement the following disclosures as necessary based on forthcoming information from these and other individuals.

Defendants' disclosures are made subject to and without waiving Defendants right to protect any and all communications protected under the attorney-client privilege and attorney work-product doctrine.

Defendants' counsel have additional responsive documents that will be made available for inspection and or copying to Plaintiffs

INITIAL DISCLOSURE

The name of each individual likely to have the discoverable information - along with the subjects of that information that the disclosing party may use to support its claims or defenses, unless the use would be solely for impeachment.

Each of the following persons is believed to have information and knowledge relevant to either the claims, defenses, and/or damages involved in the litigation:

PARTIES

Harris County Texas, is a local Texas Government

City of Houston, Texas, is a local government in Texas

George Barnstone, Judge, Harris County Civil Court at Law No 1, 201 Car

David M. Patronella, SBN 15582650 is a Harris County judge Precinct One, Place Two

Sylvester Turner, Attorney, SBN 29331200, Houston Mayor, 901 Bagby St., Houston, Texas 77002, Ph 311

Michelle Grossman, 24086785, Assistant Attorney, city of Houston, Texas 77002, Ph 311

Main Street Acquisition Corp. Is a continuing responsible party in this matter and who last known address of its registered agent is c/o Registered Agent, CT Corporation System, 1999 Bryan Street, Suite 900, Dallas, Texas 75201, and is being represented by;

Attorney Jamila B. Lloyd, SBN 24045529, a Texas resident;

Attorney Fallon Hamilton, SBN 24059202, a Texas resident;

Attorney Shaun G. Brown, SBN 24068023, a Texas resident

Michael R. Castro, SBN 24065025, a Texas resident;

Timothy A. Gasaway, SBN 24012684;

Jeffery S. Kramer, SBN 24057950, a Texas resident;

Melvin Thathiah, SBN 24048837 a Texas resident; and

Yvonne Mikulik, SBN 24070271, of Rausch, Sturm, Israel, Enerson & Hornik LLC; Attorneys in the Practice of Debt Collection, 15851 N. Dallas Parkway, Suite 245, Addison, TX 75001; and

Attorney Saif Siddiqui, SBN 24052305, 3346 East T.C. Jester Blvd., Suit F-11, Houston Texas 77018, Tel: (713) 375-4243, (713) 457-2961, Email: siddiqui@rauschsturm.com

Attorney Christopher G. Ayres, SBN 240686359, Siddiqui & Ayes, 3346 East T.C. Jester Blvd, Suite F-11, Houston, Texas 77018, & Tel. 713-375-4243, Fax 713.457-2961.

Mahesh Patel (hereafter "Plaintiff") is an individual residing in Harris County, Texas. His last known address is 13414 Spruce Hollow Ct., Houston, Texas 77059 and is represented by:

Attorney David W. Barry, SBN: 01835200; Anna C. Sewart, SBN: 24029832;

Nicholas M. Frame, SBN:24093448; and

Attorney Austin R DuBois, SBN: 244065170 of the Barry & Sewart PLLC law firm: 4151 Southwest Freeway, Suite 680, Houston, Texas 77027, Tel. (713) 722-0281, Fax. (713) 722-9786.

Nickolas A. Spenser, 24102529, Attorney. Whose last known address is 9100 Fondren, Apt. 7074

Katine & Nechman, McLaurin LLC, 1834 Southmore Blvd., Houston, Texas 77004, Tel. 713-808-1000, Fax. 713.8081107; Email: mkatine@lawkn.com;

Mitchell Katine, Attorney, SBN 11106600; and

John A. Nechman, Attorney, SBN 24010261

Ashley Scott, Attorney, SBN 24075043,

Carolyn Woods, Former District Judge

Susan Brown, Judge, Eleventh Administrative Judicial Region of Texas

Defendant Houston believe her compensation and punitive damages, fees and cost will exceed \$3,500,000.